

## ORDER OF NOTICE

D.T.E. 03-47

Petition of Commonwealth Electric Company, Cambridge Electric Light Company, and Boston Edison Company, d/b/a NSTAR Electric, and NSTAR Gas Company for approval of tariffs to provide recovery for costs associated with their obligations to provide employees pension benefits and post-retirement benefits other than pensions.

---

Commonwealth Electric Company, Cambridge Electric Light Company, Boston Edison Company, and NSTAR Gas Company (collectively "Companies") are required to publish the attached legal notice in either the Boston Globe or the Boston Herald, and in the Cape Cod Times, once at least twenty-one (21) days and once again seven (7) days prior to **June 12, 2003**.

The Companies are required to give notice of this proceeding to the Chairmen of the Board of Selectman, the Town Clerks, Mayors, the City Clerks of the attached list, and the parties of Boston Edison/Com Energy Acquisition, D.T.E. 99-19 (1999). The Companies are required also to make return of service and publication at the time of the first public hearing.

By Order of the Department

---

Mary L. Cottrell, Secretary

## NOTICE OF PUBLIC HEARING

D.T.E. 03-47

Petition of Commonwealth Electric Company, Cambridge Electric Light Company, and Boston Edison Company, d/b/a NSTAR Electric, and NSTAR Gas Company for approval of tariffs to provide recovery for costs associated with their obligations to provide employees pension benefits and post-retirement benefits other than pensions.

---

On April 16, 2003, Commonwealth Electric Company, Cambridge Electric Light Company, Boston Edison Company, and NSTAR Gas Company (collectively "Companies") filed with the Department of Telecommunications and Energy ("Department") a petition seeking approval of tariffs (M.D.T.E. Nos. 406, 309, 209, and 109, respectively). The Companies state that the tariffs provide a reconciliation adjustment mechanism to allow recovery for costs associated with the Companies' obligations to provide their employees pension benefits and post-retirement benefits other than pensions. The Companies estimate these costs to require the additional revenue collection of at least approximately \$40 million. The Companies explain that the tariffs give effect to the accounting ruling made by the Department in Boston Edison Company, et. al., D.T.E. 02-78 (2002). The Department docketed this matter as D.T.E. 03-47 and suspended the tariffs until August 1, 2003.

The Department will conduct a public hearing to receive comments on the Companies' petition at the Department's offices, One South Station, 2<sup>nd</sup> Floor, Boston, Massachusetts 02110 on **Thursday, June 12, 2003, at 2:00 p.m.** Any person wishing to comment may do so at this time or submit written comments not later than the close of business (5:00 p.m.) on **Thursday, June 5, 2003.** The Department will hold a procedural conference immediately following the conclusion of the public hearing.

Any person who desires to participate in the evidentiary phase of this proceeding must file a written petition for leave to intervene or to participate with the Department not later than the close of business (5:00 p.m.) on **Thursday, June 5, 2003.** A petition to intervene must satisfy the timing and substantive requirements of 220 C.M.R. § 1.03, including a description of the manner in which the petitioner is substantially and specifically affected by this proceeding. Receipt by the Department -- not mailing -- constitutes filing and determines whether a petition has been timely filed. A late filed petition may be disallowed as untimely,

unless good cause is shown under 220 C.M.R. § 1.01 (4). To be allowed, a petition under 220 C.M.R. § 1.03 (1) must satisfy the standing requirements of G.L. c. 30A, § 10.

Where possible, all written documents should be submitted to the Department in electronic format using one of the following methods: (1) by e-mail attachment to [dte.efiling@state.ma.us](mailto:dte.efiling@state.ma.us) and [caroline.obrien@state.ma.us](mailto:caroline.obrien@state.ma.us) or (2) on a 3.5" disk, IBM-compatible format. The text of the e-mail or the disk label must specify: (1) the docket number of the proceeding (D.T.E. 03-47), (2) name of the person or company submitting the filing, and (3) a brief descriptive title of the document. The electronic filing should also include the name, title and phone number of a person to contact in the event of questions about the filing. Text responses should be written in either Word Perfect (naming the document with a ".wpd" suffix), in Microsoft Word (naming the document with a ".doc" suffix), or as an Adobe PDF file (naming the document with a ".pdf" suffix). Data or spreadsheet responses should be compatible with Microsoft Excel. All written pleadings or comments submitted in electronic format will be posted on the Department's Website, <http://www.mass.gov/dpu>.

The Companies' petition is available for public review at the Companies' offices, 800 Boylston Street, Boston, Massachusetts (Companies' contact: Tam Ly at 617-424-2074) and at the offices of the Department during normal business hours (Monday through Friday, 9:00 a.m. to 5:00 p.m.). The Companies' petition is also available on the Department's Website. Any person desiring further information regarding the petition should contact Robert Keegan, Esq., Keegan, Werlin & Pabian, 21 Custom House, Boston, Massachusetts at 617-951-1400.

By Order of the Department,

---

Mary L. Cottrell, Secretary